App. F. IX-4

1941

193 .

( )

Legis

File No. 2-41

Serial Nos. 2

Previous References

Legis 20-39. (1-6)
" 29-39 (10)
" 29-39 (4)

Later References.

W 93-43-182

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. one only

Part B for July 1941

SUBJECT.

Amendments of the Control of Interes Property Order 1939.

WD 0573—GPB—22,500—12-9-39

C. G. Vajravelu
4/8/41

366/841

Amending the Cal. [illegible]

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

From

The Secretary to the Govt. of India

761-41 (W) / dated 14th July, 1941

Forwarding notification of Govt. of India making amendments to the Control of Foreigners Order, 1941

The Control of Foreigners Property Order of British India has also been issued in Mysore under the Defence of India Rules, as applied to Mysore. Amendments made in British India from time to time are also incorporated here.

The Present notification will also be accordingly adopted here. A draft notification is put up for approval. In regard to the new definition of "Parole Centre" it is submitted that as foreigners interned under the Mysore Act are or may be sent to Parole Centres in British India, the British Indian Centres have also to be included in our definition. No change has been made in the draft put up.

Law Secretary) 17/7

May be approved

Minister Law.) 21/7

Hm 2 21/7/41.

Sec 21.7.41

Hm 2 22/7/41

5.29 (47).

JUL 21 1941 No 622

NOTE—Contn. Sheet.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 61-41/W, dated Bangalore, the 7th July 1941.

The following notification by the Government of India, Department of Commerce, is republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEPARTMENT OF COMMERCE.

NOTIFICATION.

ENEMY TRADING.

Simla, the 21st June 1941.

No. 42 (5)-E.T./40.—In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, the Central Government is pleased to direct that the following further amendments shall be made in the Control of Internees' Property Order, 1939, namely :—

In the said Order :—

(a) for paragraph 2 the following paragraph shall be substituted, namely :—

"2. (1) In this order,—

(a) "Custodian" means the Custodian of Enemy Property for British India appointed under rule 114 of the Defence of India Rules and includes any Deputy or Assistant Custodian of Enemy Property authorised by the said Custodian in respect of all or any of the provisions of this Order ;

(b) "Internee" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under clause (g) of sub-section (2) of section 3 of the Foreigners Act, 1940 ;

(c) "Parole centre" means a place declared by the Central Government or any Provincial Government to be a parole centre ;

(d) "Person on parole" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under sub-clause (i) of clause (e) of sub-section (2) of section 3 of the Foreigners Act, 1940, restricting his residence to the limits of a parole centre".

(b) after paragraph 2 the following paragraph shall be inserted, namely :—

"2A. A person or parolé may dispose of—

(i) any of his moveable property other than securities or stock in trade ;

(ii) with the general or special approval of the Custodian previously obtained, any of his securities, stock in trade or immoveable property :

Provided that he shall in either case inform the Custodian of any such disposal of property within seven days thereof, giving full particulars, and shall place the proceeds thereof to his own credit in a bank approved by the Custodian.

(c) in paragraphs 3, 4, 4A and 5A, after the word "internee" wherever it occurs, the words "or person on parole" shall be inserted ;

(d) in paragraph 5,—

(i) after the word "internee" wherever it occurs, the words "or person on parole" shall be inserted ;

(ii) for the words "previous approval of the Custodian", the words "general or special approval of the Custodian previously obtained" shall be substituted ;

(iii) after the words "the nominee shall", the words "in either case" shall be inserted ;

(e) in paragraph 6,—

(i) after the words "an internee" the words "or a person on parole" and

(ii) after the words "detained or confined" the words "or, as the case may be, by the Commandant, Superintendent or other officer in charge of the parole centre in which the person on parole is for the time being residing"

shall be inserted.

S. N. RAY,
Additional Dy. Secretary to the Government of India.

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274 (3)—9-7-1941—10—RPB.

SX

GOVERNMENT [illegible] Territories
Of Y[illegible].

General and Revenue Secretariat,
Bangalore, dated the 24th July 1941.

No. 357
Leg'l 2-41-2

[illegible]

In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, as applied to Ayore, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the Control of Enemies' Property Order, 1941, namely--

In the said Order:-

(a) for paragraph 2 the following paragraph shall be substituted, namely--

"2. (1) In this Order,--

(a) "Custodian" means the Custodian of Enemy Property, for Ayore appointed under rule 114 of the Defence of India Rules, as applied to Ayore, and includes any Deputy or Assistant Custodian in respect of any of the provisions of this Order;

(b) "Enemy" means an enemy force not in respect of which there is in force any order made, or deemed to have been made, under clause (g) of sub-section (2) of section 3 of the Ayore Foreigners Act, 1940;

(c) "Enemy Centre" means a place declared by the Central Government of Britain India or any Provincial Government or Britain India to be an enemy centre;

of none

(d) "person on parole" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under sub-clause a) of clause c) of sub-section (2) of section 3 of the Ayore Foreigners Act, 1940, restricting his residence to the limits of a parole centre".

b) after paragraph 2 the following paragraph shall be inserted, namely,--

"2.. A person on parole may dispose of--

i) any of his movable property other than securities or stock in trade;

ii) with the general or special approval of the Custodian previously obtained, any of his

and securities, stock in trade or immoveable property:

Provided that he shall in either case inform the Custodian of any such disposal of property within seven days thereof, giving full particulars, and shall place the proceeds thereof to his own credit in a bank approved by the Custodian.

(c) in paragraphs 3, 4, 4A and 5A, after the word "internment" wherever it occurs, the words "or person on parole" shall be inserted;

(d) in paragraph 5,--

(i) after the word 'internee' wherever it occurs, the words "or person on parole" shall be inserted;

(ii) for the words "previous approval of the Custodian", the words "consent or special approval of the Custodian previously obtained" shall be substituted;

(iii) after the words "the balance shall", the words "in other case" shall be inserted;

(e) in paragraph 6,--

(i) after the words "an internee" the words "or a person on parole" and

(ii) after the words "detainee or confinee" wherever they occur, the words "or, in the case may be, by the Commandant, Superintendent or other officer in charge of the parole centre at which the person on parole is for the time being residing"

shall be inserted.

By Order,

B K Ramakrishnaiya
for Secretary to Government,
Home Department.

To
The Government Gazette,
The Controller, for publication in Part II of the Gazette and sending 50 spare copies early to this office.

(L.-11)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE.

No.I. 357
Legs 2.41-2

General and Revenue Secretariat,
Bangalore, dated the 24 July 1941.

NOTIFICATION.

In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the Control of Internees' Property Order, 1939, namely--

In the said Order:-

(a) for paragraph 2 the following paragraph shall be substituted, namely--

"2. (1) In this order,--

(a) "Custodian" means the Custodian of Enemy Property for Mysore appointed under rule 114 of the Defence of India Rules, as applied to Mysore, and includes any Deputy or Assistant Custodian in respect of all or any of the provisions of this Order;

(b) "Internee" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under clause (g) of sub-section (2) of section 3 of the Mysore Foreigners Act, 1940;

(c) "Parole Centre" means a place declared by the Central Government of British India or any Provincial Government or British India or the Government of Mysore to be a parole centre;

(d) "Person on parole" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under sub-clause (i) of clause (e) of sub-section (2) of section 3 of the Mysore Foreigners Act, 1940, restricting his residence to the limits of a parole centre".

(b) after paragraph 2 the following paragraph shall be inserted, namely,-

"2A. A person on parole may dispose of--

(i) any of his moveable property other than securities or stock in trade;

(ii) with the general or special approval of the custodian previously obtained, any of his

his securities, stock in trade or immoveable property:

Provided that he shall in either case inform the Custodian of any such disposal of property within seven days thereof, giving full particulars, and shall place the proceeds thereof to his own credit in a bank approved by the Custodian.

(c) in paragraphs 3, 4, 4A and 5A, after the word 'Internee" wherever it occurs, the words "or person on parole" shall be inserted;

(d) in paragraph 5,--

(i) after the word 'internee' wherever it occurs, the words "or person on parole" shall be inserted;

(ii) for the words "previous approval of the Custodian", the words "general or special approval of the Custodian previously obtained" shall be substituted;

(iii) after the words "the nominee shall", the words "in either case" shall be inserted;

(e) in paragraph 6,--

(i) after the words "an internee" the words "or a person on parole" and

(ii) after the words "detained or confined" the words "or, as the case may be, by the Commandant, Superintendent or other officer in charge of the parole centre in which the person on parole is for the time being residing"

shall be inserted.

By Order,

Secretary to Government,
Law Department.

The Compiler, Mysore Gazette,
for publication in Part IV of the Gazette and sending 50 spare copies early to this office.

TN-11)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE.

No.P. 357. Leg's 2-41-2 General and Revenue Secretariat,
Bangalore, dated the 26th July 1941.

NOTIFICATION.

In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, as applied to Mysore, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the Control of Internees' Property Order, 1939, namely--

In the said Order:-

(a) for paragraph 2 the following paragraph shall be substituted, namely--

"2. (1) In this order,--

(a) "Custodian" means the Custodian of Enemy Property for Mysore appointed under rule 114 of the Defence of India Rules, as applied to Mysore, and includes any Deputy or Assistant Custodian in respect of all or any of the provisions of this Order;

(b) "Internee" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under clause (g) of sub-section (2) of section 3 of the Mysore Foreigners Act, 1940;

(c) "Parole Centre" means a place declared by the Central Government of British India or any Provincial Government or British India or the Government of Mysore to be a parole centre;

(d) "Person on parole" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under sub-clause (i) of clause (e) of sub-section (2) of section 3 of the Mysore Foreigners Act, 1940, restricting his residence to the limits of a parole centre".

(b) after paragraph 2 the following paragraph shall be inserted, namely,-

"2A. A person on parole may dispose of--

(i) any of his moveable property other than securities or stock in trade;

(ii) with the general or special approval of the Custodian previously obtained, any of his

his securities, stock in trade or immoveable property:

Provided that he shall in either case inform the Custodian of any such disposal of property within seven days thereof, giving full particulars, and shall place the proceeds thereof to his own credit in a bank approved by the Custodian.

(c) in paragraphs 3, 4, 4A and 5A, after the word 'Internee" wherever it occurs, the words "or person on parole" shall be inserted;

(d) in paragraph 5,--

(i) after the word 'internee' wherever it occurs, the words "or person on parole" shall be inserted;

(ii) for the words "previous approval of the Custodian", the words "general or special approval of the Custodian previously obtained" shall be substituted;

(iii) after the words "the nominee shall", the words "in either case" shall be inserted;

(e) in paragraph 6,--

(i) after the words "an internee" the words "or a person on parole" and

(ii) after the words "detained or confined" the words "or, as the case may be, by the Commandant, Superintendent or other officer in charge of the parole centre in which the person on parole is for the time being residing"

shall be inserted.

By Order,

24/7/41.

Secretary to Government,
Law Department.

10/7

The Compiler, Mysore Gazette,
for publication in Part IV of the Gazette and sending 50 spare copies early to this office.

TN-11)

NOTIFICATION.*

~~ENEMY TRADING.~~

~~*Simla, the 21st June 1941.*~~

No. ~~42 (5) E.T./40.~~—In exercise of the powers conferred by sub-rule (1) of rule 114 of the Defence of India Rules, ~~the Central Government is~~ pleased to direct that the following further amendments shall be made in the Control of Internees' Property Order, 1939, namely :—

In the said Order :—

(a) for paragraph 2 the following paragraph shall be substituted, namely :—

"2. (1) In this order,—

(a) "Custodian" means the Custodian of Enemy Property for ~~British India~~ appointed under rule 114 of the Defence of India Rules and includes any Deputy or Assistant Custodian of Enemy Property authorised by the said Custodian in respect of all or any of the provisions of this Order ;

(b) "Internee" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under clause (g) of sub-section (2) of section 3 of the Foreigners Act, 1940 ;

(c) "Parole centre" means a place declared by the Central Government for any Provincial Government to be a parole centre ;

(d) "Person on parole" means an enemy foreigner in respect of whom there is in force any order made, or deemed to have been made, under sub-clause (i) of clause (e) of sub-section (2) of section 3 of the Foreigners Act, 1940, restricting his residence to the limits of a parole centre".

(b) after paragraph 2 the following paragraph shall be inserted, namely :—

"2A. A person on parole may dispose of—

(i) any of his moveable property other than securities or stock in trade ;

(ii) with the general or special approval of the Custodian previously obtained, any of his securities, stock in trade or immoveable property :

Provided that he shall in either case inform the Custodian of any such disposal of property within seven days thereof, giving full particulars, and shall place the proceeds thereof to his own credit in a bank approved by the Custodian.

(c) in paragraphs 3, 4, 4A and 5A, after the word "internee" wherever it occurs, the words "or person on parole" shall be inserted ;

(d) in paragraph 5,—

(i) after the word "internee" wherever it occurs, the words "or person on parole" shall be inserted ;

(ii) for the words "previous approval of the Custodian", the words "general or special approval of the Custodian previously obtained" shall be substituted ;

(iii) after the words "the nominee shall", the words "in either case" shall be inserted ;

(e) in paragraph 6,—

(i) after the words "an internee" the words "or a person on parole" and

(ii) after the words "detained or confined" the words "or, as the case may be, by the Commandant, Superintendent or other officer in charge of the parole centre in which the person on parole is for the time being residing"

shall be inserted.

S. N. RAY,
Additional Dy. Secretary to the Government of India.

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274 (3)—9-7-1941—10—RPB.